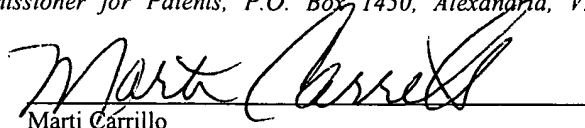


DAC(I) \$  
PATENT SFW



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

*I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 26, 2007.*

  
Marti Carrillo

Applicant : Hiroshi Kowaki  
Application No. : 09/578,355  
Filed : May 24, 2000  
Title : AUDIO SYSTEM

Confirmation No.4894

Grp./Div. : 2615  
Examiner : Lun S. Lao

Docket No. : 39487/A400

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT  
UNDER 37 CFR § 1.181(b)  
NO FEE REQUIRED**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Post Office Box 7068  
Pasadena, CA 91109-7068  
January 26, 2007

Commissioner:

The Notice dated January 9, 2007 received by me on January 16, 2007 advised that the subject application was abandoned allegedly due to Applicant's failure to timely file a response to the Notice of Allowance mailed September 15, 2006. Applicant respectfully submits that the abandonment is in error and should be withdrawn and the application should be revived without a petition fee based on the facts in the Verified Statement of Marti Carrillo, attached.

Applicant timely paid the Issue Fee by check in the amount of \$1430 (check No. 030951) in a package, properly addressed and with postage prepaid, deposited with the U.S. Postal system on December 11, 2006, together with the Issue Fee Transmittal with a Certificate of Mailing signed by Marti Carrillo and a return postcard.

Based on the statement of Marti Carrillo the package was either lost in the mail or in the United States Patent and Trademark Office.

**Application No. 09/578,355**


Applicant has placed a stop payment on the previously filed issue fee check No. 030951 and resubmits herewith a new check in the about of \$1430 and a copy of the originally filed Issue Fee Transmittal for processing.

Based on the foregoing, withdrawal of the holding of abandonment and revival of the application with no fee is respectfully requested.

The Commissioner is hereby authorized to charge any fees under 37 CFR 1.16 and 1.17 which may be required by this paper to Deposit Account No. 03-1728. Please show our docket number with any charge or credit to our Deposit Account. **A copy of this letter is enclosed.**

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By 

D. Bruce Prout  
Reg. No. 20,958  
626/795-9900

DBP/mac

Enclosures: Exhibits A and B  
Issue Fee Transmittal  
Check \$1430  
Postcard

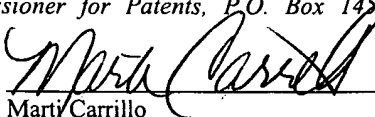
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PATENT

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Marti Carrillo

Applicant : Hiroshi Kowaki  
Application No. : 09/578,355  
Filed : May 24, 2000  
Title : AUDIO SYSTEM  
Grp./Div. : 2615  
Examiner : Lun S. Lao  
Docket No. : 39487/A400

Confirmation No. 4894

**VERIFIED STATEMENT UNDER 37 CFR 1.8(b)(3) OF MARTI CARRILLO**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Post Office Box 7068  
Pasadena, CA 91109-7068  
January 26, 2007

Commissioner:

I, Marti Carrillo, do hereby declare that the response to the Notice of Allowance, the Issue Fee Transmittal, a copy of which is Exhibit A hereto, a check in the amount of \$1430, (check No. 030951) for the issue and publication fee, a copy of which is Exhibit B hereto, and a return postcard, a copy of which is Exhibit C hereto, were personally deposited by me in a package in the U.S. Postal Service first class mail properly addressed and postage prepaid on December 11, 2006, as indicated on the Certificate of Mailing signed by me which appears on the Issue Fee Transmittal.

The Notice of Abandonment in this application was received on January 16, 2007 as noted by the receipt stamped on Exhibit D, which is a copy of that notice. After receipt of the notice pertinent records of Christie, Parker, & Hale were investigated and neither the return postcard nor the cancelled check were found to have been received. Therefore, I believe the package was lost in the mail or in the USPTO.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these

**Application No. 09/578,355**

statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application of any patent issued thereon.

Date: 1-26-07

By Marti Carrillo  
Marti Carrillo

MAC PAS719287.1-\*01/26/07 10:36 AM

## PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail** Mail Stop ISSUE FEE  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 or **Fax** (571)-273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. No further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless so requested below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

23363

7590

09/15/2006

CHRISTIE, PARKER & HALE, LLP  
 PO BOX 7068  
 PASADENA, CA 91109-7068

## Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

Marti Carrillo	(Depositor's name)
<i>[Signature]</i>	(Signature)
December 11, 2006	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/578,355	05/24/2000	Hiroshi Kowaki	39487/DBP/A400	4894

TITLE OF INVENTION: AUDIO SYSTEM

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1400	\$0	\$0	\$1400	12/15/2006

EXAMINER	ART UNIT	CLASS-SUBCLASS
LAO, LUN S	2615	381-018000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
- ☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
- (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

Christie, Parker &amp; Hale LLP

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Fujitsu Ten Limited

Kobe-shi, Japan

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are submitted:

- ☒ Issue Fee
- ☒ Publication Fee (No small entity discount permitted)
- ☒ Advance Order - # of Copies 10

4b. Payment of Fee(s): (Please first reapply any previously paid issue fee shown above)

- ☒ A check is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☒ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment, to Deposit Account Number 03-1728 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

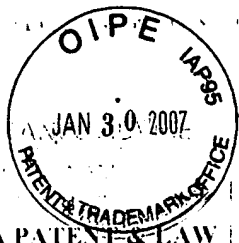
*[Signature]*Date December 11, 2006

Typed or printed name

D. Bruce ProutRegistration No. 20,958

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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030951

REMITTANCE  
SEIWA PATENT & LAW  
A400

CASE NO.  
& ATTORNEY  
39487  
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	RENEWAL FEE	
	MAINTENANCE FEE	
	OTHER	

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CASE NO. &amp; ATTORNEY

A400:39487/DBP

CHRISTIE, PARKER & HALE  
P.O. BOX 7068  
PASADENA, CALIFORNIA 91109-7068

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030951

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DATE

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A400

CASE NO.  
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	FILING FEE FOR SIXTH YEAR DECLARATION	
	RENEWAL FEE	
	MAINTENANCE FEE	
	OTHER	

USE SEPARATE CHECK FOR EACH CLIENT AND CASE NUMBER

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PLEASE SIGN AND RETURN TO ACKNOWLEDGE RECEIPT

Title **Audio System**

Client ID **A400**

Case No **39487**

Atty./Sec. **DBP/mac**

Date Mailed **12/11/06**

Date Due **12/15/06**

Cert of Mailing **yes**

Express Mail No.

Ser/Pat/Reg No: **09/578,355**

Filed/Issued : **5/24/00**

☐ Assigned Enclosed (List Assignee)

Checked by:

DOCUMENT TITLE:

(List enclosures)

**Part B - Issue Fee Transmittal  
check \$1430**

ACKNOWLEDGE HERE

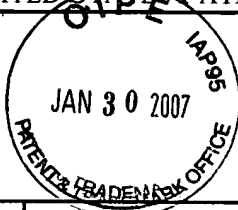
☒ PAT ☐ COP ☐ MARK ☐ DBA

REV 11/93 FORM P2

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www.uspto.gov

DBP

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/578,355

05/24/2000

Hiroshi Kowaki

39487/DBP/A400

4894

23363 7590 01/09/2007  
CHRISTIE, PARKER & HALE, LLP  
PO BOX 7068  
PASADENA, CA 91109-7068

RECEIVED

JAN 16 2007

EXAMINER

LAO, LUN S

ART UNIT PAPER NUMBER

2615

MAIL DATE DELIVERY MODE

01/09/2007

PAPER

CASE # 39487 ACTION Petition to Revoke  
or close file? CHRISTIE, PARKER & HALE, LLP  
REMINDER \_\_\_\_\_ DUE DATE 2-9-07  
DEADLINE 3-9-07

Please find below and/or attached an Office communication concerning this application or proceeding.





# **Notice of Abandonment**

Application No.

09/578,355

Examiner

LAO, LUN S

Applicant(s)

Hiroshi Kowaki

Art Unit

2615

**- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

This application is abandoned in view of:

1. ☐ Applicant's failure to timely file a proper reply to the Office letter mailed on \_\_\_\_\_.
  - (a) ☐ A reply was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.
  - (b) ☐ A proposed reply was received on \_\_\_\_\_, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.  
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
  - (c) ☐ A reply was received on \_\_\_\_\_ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
  - (d) ☐ No reply has been received.
2. ☒ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
  - (a) ☐ The issue fee and publication fee, if applicable, was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
  - (b) ☐ The submitted fee of \$\_\_\_\_\_ is insufficient. A balance of \$\_\_\_\_\_ is due.  
The issue fee required by 37 CFR 1.18 is \$\_\_\_\_\_. The publication fee, if required by 37 CFR 1.18(d), is \$\_\_\_\_\_.
  - (c) ☒ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
  - (a) ☐ Proposed corrected drawings were received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply.
  - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below:

AG

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.